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8	BEFORE THE BOARD OF REGISTERED NURSING
9	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA
10	STATE OF CALIFORNIA
11	In the Matter of the Statement of Issues Against: Case No. 2009 - 179
12	SHARON BRIGHT 186 Old Hickory Road STATEMENT OF ISSUES
13	186 Old Hickory Road New Castle, PA STATEMENT OF ISSUES
14	Respondent
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16	Complainant alleges:
17	<u>PARTIES</u>
18	1. Ruth Ann Terry, M.P.H, R.N. (Complainant) brings this Statement of
19	Issues solely in her official capacity as the Executive Officer of the Board of Registered Nursing.
20	2. On or about July 3, 2008, the Board of Registered Nursing received an
21	application for Licensure by Endorsement from Sharon Bright. On or about July 1, 2008, Sharon
22	Bright certified under penalty of perjury to the truthfulness of all statements, answers, and
23	representations in the application. The Board denied the application on October 15, 2008.
24	<u>JURISDICTION</u>
25	3. This Statement of Issues is brought before the Board of Registered
26	Nursing, under the authority of the following laws. All section references are to the Business and
27	Professions Code unless otherwise indicated.
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STATUTORY PROVISIONS

- 4. Business and Professions Code section 480 states, in pertinent part:
- (a) A board may deny a license regulated by this code on the grounds that the applicant has one of the following:
- (2) Done any act involving dishonesty, fraud or deceit with the intent to substantially benefit himself or another, or substantially injure another; or

The board may deny a license pursuant to this subdivision only if the crime or act is substantially related to the qualifications, functions or duties of the business or profession for which application is made.

- (c) A board may deny a license regulated by this code on the ground that the applicant knowingly made a false statement of fact required to be revealed in the application for such license.
 - 5. Code section 2761 states, in pertinent part:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- (a) Unprofessional conduct, which includes, but is not limited to, the following:
- (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action . . .

FIRST CAUSE FOR DENIAL

(Disciplinary Action by the Florida Board of Nursing)

8. Respondent application is subject to denial pursuant to Code section 2761, subdivision (a)(4), in that Respondent was disciplined by the Florida Board of Nursing (hereinafter "Florida Board"), as follows: On or about March 1, 2004, pursuant to a Stipulation and Final Order No. 2003-03252 in the disciplinary proceeding titled *Department of Health vs. Sharon L. Bright, R.N.*, Respondent's professional nurse's license was reprimanded and placed on probation for a period of one year, subject to numerous conditions including, but not limited to, payments of fines and costs and completion of continuing education. A true and correct copy

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1	of the Administrative Complaint, Stipulation and Final Order No. 2003-03252 are attached
2	hereto as Exhibit "A" and incorporated herein by reference.
3	SECOND CAUSE FOR DENIAL
4	(Dishonesty and False Statements)
5	9. Respondent's application is subject to denial pursuant to Code section
6	480, subdivision (a)(2) and subdivision (c), on the grounds of dishonesty and providing false
7	statements on an application, in that on or about July 1, 2008, Respondent failed to disclose prior
8	disciplinary proceedings against her Florida nurses's license on her Application for Licensure by
9	Endorsement.
10	<u>PRAYER</u>
11	WHEREFORE, Complainant requests that a hearing be held on the matters herein
12	alleged, and that following the hearing, the Board of Registered Nursing issue a decision:
13	Denying Respondent's Application for Licensure by Endorsement to the
14	Board of Registered Nursing; and
15	2. Taking such other and further action as deemed necessary and proper.
16	DATED: 2/25/09
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18	RUTH ANN TERRY, M.P.H., R.N.
19	Executive Officer Board of Registered Nursing
20	Department of Consumer Affairs State of California
21	Complainant
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